

TAB 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

T & E INVESTMENT GROUP, LLC
d/b/a ROBERTS INVESTMENT
GROUP and TIMOTHY ROBERTS,

Plaintiffs,

V. § CIVIL ACTION NO.
CHRISTOPHER FAULKNER, § 3:11-CV-0724-P
BREITLING OIL AND GAS §
CORPORATION, PARKER HALLAM §
and DUSTIN RODRIGUEZ a/k/a §
MICHAEL MILLER, §

Defendants.

FUSION ENERGY, LLC and
WILLIAM SCOTT COURT,

Plaintiffs,

V. § CIVIL ACTION NO.
CHRISTOPHER FAULKNER and § 3:11-CV-1558-P
BREITLING OIL AND GAS
CORPORATION §

Defendants.

PLAINTIFF'S WITNESS LIST

COMES NOW, T & E Investment Group, LLC d/b/a Roberts Investment Group (“Plaintiffs”), pursuant to the Courts Amended Scheduling Order entered in this case, file this Trial Witness List for identification and categorization of trial witnesses.

At this time, Plaintiff identifies the following witnesses for trial:

1. Timothy Roberts (plaintiff)
T & E Investment Group, LLC
3271 FM 663, Suite B
Midlothian, TX 76065
(Overall knowledge of the facts of this case regarding defendants' libelous publications and invasion of trademark rights; nature of company's business; injuries suffered.)
2. Rodney Marshall
T & E Investment Group, LLC
3271 FM 663, Suite B
Midlothian, TX 76065
(Specific knowledge of injury to company caused by defendant; estimation of damages; internet postings by defendants; computer knowledge and information.)
3. Christopher Faulkner (defendant)
(Formation of Breitling; nature of Breitling's business; defendants' conduct in libelous and illegal internet postings regarding plaintiffs.)
4. Parker Hallam (defendant)
(Formation of Breitling; nature of Breitling's business; defendants' conduct in libelous and illegal internet postings regarding plaintiffs.)

5. Dustin Rodriguez (defendant)
(Formation of Breitling; nature of Breitling's business; defendants' conduct in libelous and illegal internet postings regarding plaintiffs.)
6. Tamra Faulkner
(Formation of Breitling; nature of Breitling's business; defendants' conduct in libelous and illegal internet postings regarding plaintiffs.)
7. Louis S. Scharringhausen
Entrada Forensic Group
661 E. Main Street, Suite 200-192
Midlothian, TX 76065
904-505-5529
(Fact witness regarding analysis of defendants' postings on the internet regarding plaintiffs and the identity of the author and owner of the postings. To the extent necessary, this witness may also be identified as an expert witness regarding computer searches and information.)
8. R. Lance Fogarty CISSP, CCE
Protegga llc
730 E. Park Blvd.
Plano, Texas 75074
214.317.5695 (cell)
214.988.9240 (office)
888.988.9240 (toll)
(Court expert who has performed a forensic examination and prepared reports.)
9. Raymond Smally
10 Humeston Slope
Holyoke, MA 01040
413-642-0603

10. Tim Kahn
Unknown address
559-298-4589
11. Joseph Adair
12719 Pine Spring
Cypress, TX 77429
281-685-8748
12. Rudolf Hendel
18850 Blyhswood Drive
Los Gates, CA 95030
408-533-5847
13. Don Salerno
450 E. Roosevelt
Lombard, IL 60148
708-738-4730
14. Dean Ryan
Anaheim, CA
714-457-5890
15. Mark Adams
294 Bonds Pkwy
Bered, OH 44017
440-234-3949
16. Dr. Charles Colby
7766 Lochmere Ter
Edina, MN 55439
612-339-7400
17. Larry Mason
Houston, Texas
281-702-4350

18. Chad King
124 E. Main
Ada, OK 74820
580-320-1515
19. Tony Decole
Unknown address
435-628-9310
20. Tom Tillotson
903 River Oaks Drive
Greenville, TX 75402
902-456-7012
21. Richard McDonald
190 Buck Knoll Road
Royham, MA 02767
508-386-1842
22. Mark A. Hendrix, Esq.
Krage & Janvey, LLP
2100 Ross Avenue, Suite 2600
Dallas, Texas 75201
214-397-1905
(Mr. Hendrix is an attorney licensed to practice in the state of Texas and will testify regarding the necessity and reasonableness of attorneys' fees. Mr. Hendrix's opinion is that all of the legal fees incurred by Plaintiff is reasonable and necessary.)

Respectfully submitted,

/s/ Mark A. Hendrix

MARK A. HENDRIX (# 09460500)
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ATTORNEYS FOR PLAINTIFFS
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ROBERTS INVESTMENT GROUP
AND TIMOTHY ROBERTS

CERTIFICATE OF SERVICE

I certify that on the 6th day of February, 2015, a true and correct copy of the foregoing Plaintiff's Witness List was delivered electronically upon all parties or their counsel of record, as follows:

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/s/ Mark A. Hendrix

Mark A. Hendrix